IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.5959 OF 1999

IN

WRIT PETITION NO.2914 OF 1998

AND

WRIT PETITION NO.2914 OF 1998

Sudhakar Tukaram Bidkar. ...Petitioner (Applicant).

Vs.

Miss. Lajwanti Dharamdas Hariramani ...Respondent.

Mr.S.D.Thakode, for Petitioner/applicant.

Mr.D.B.Sawant, for Respondent.

CORAM: D.K.DESHMUKH,J.

DATED: 17th March,2006.

P.C.:-

By consent of parties, this Civil application and Writ Petition no.2914 of 1998 are disposed of in the following terms:-

1. The order dated 26.3.1998 passed by the 8th Additional District Judge, Pune is set aside in so far as it directs restoration of

possession of the premises to the respondent. The suit which has been restored by the order dated 26.3.1998 is directed to be heard expeditiously. The trial Court is directed to take up hearing of the suit on day to day basis and pass appropriate order disposing of the suit as expeditiously as possible in any case within a period of three months from the date on which the writ of this order is received by the Trial Court.

2. It is clarified that in case the suit filed by the landlord is dismissed by the Trial Court, the Trial Court shall make an order for restoration of the possession of the premises to the defendant.

The writ petition and the civil application are disposed of.

No order as to costs.